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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/600,837	06/23/2003	Atul Thakkar	ATUL001	6459

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EXAMINER

LIM, KRISNA

ART UNIT	PAPER NUMBER
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2153

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	02/14/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

Office Action Summary

Application No.

10/600,837

Applicant(s)

THAKKAR ET AL.

Examiner

Krisna Lim

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-19 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-19 is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on ____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. ____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|----------------------------------------------------------------------------------------|-------------------------------------------------------------------|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. ____. |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date ____. | 6) <input type="checkbox"/> Other: ____. |

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1. Claims 1-19 are presented for examination.
2. The disclosure is objected to because of the following informalities:
(a) throughout the specification including the claims, "an user interface" should be "a user interface". Appropriate correction is required.
3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

4. Claims 1-9 are rejected under 35 U.S.C. 102(e) as being anticipated by Lofton [Pub. No. 2003/0154116].
5. Lofton anticipated (e.g., see Figs. 1-17) the invention substantially as claimed. Taking claim 1 as an exemplary claim, the reference anticipated a system for web-based, passive, user-active and event-centric application comprising:
 - A) database (database of Fig. 2) and an application on a web server (MyiSchedule home page in Figs. 3-6), wherein the database is a repository of information on a) a club, b) an event for the club, and c) a member attribute for a member of the club, wherein the event is managed by the member (e.g., see detail information of a user profile and other event information in Figs. 4-6);

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B) means for accessing the information (e.g., the home page or screen of Fig. 3, selection of displaying options, paragraph) on the event, the access being limited to the member (Fig. 8); and

C) means for updating the information on the event by the member (e.g., see Fig. 6); wherein the application not involving monitoring the information for the event.

6. As to claim 2, Lofton anticipated the means for accessing the information for the event is by a user interface (e.g., the home page of Fig. 3) , the user interface providing the member access to a) retrieve the information for the event, b) add new information for the event, and c) update the information for the event (e.g., see Figs. 3-6).

7. As to claim 3, Lofton anticipated the means for accessing the information for the event is by entering a username and password on a password protected interactive screen, the interactive screen accessible by the member (e.g., see Figs. 2-3).

8. As to claim 4, Lofton anticipated the means for accessing the information for the event further comprising means for displaying to the member: a) the information for the event (Fig. 6), b) a selective attribute associated with the member (e.g., see the information associated with a member A of Fig. 2), and c) the selective attribute associated with the other members other than the member (e.g., see the information associated with a member B); and means for updating the selective attribute for the member (e.g., modify information in Fig. 4).

9. As to claim 5, Lofton anticipated a method for web-based, passive, user-active and event-centric application comprising:

A) creating database (database of Fig. 2) and an application on a web server (MyiSchedule home page in Figs. 3-6), wherein the database is a

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repository of information on a) a club, b) an event for the club, and c) a member attribute for a member of the club, wherein the event is managed by the member (e.g., see detail information of a user profile and other event information in Figs. 4-6);

B) accessing the information (e.g., the home page of Fig. 3) on the event, the access being limited to the member (Fig. 8); and

C) updating the information on the event by the member (e.g., see Fig. 6); wherein the application not involving monitoring the information for the event.

10. As to claim 6, Lofton anticipated the monitoring of the information for the event (e.g., see Figs. 2, 6 and 12-17) comprises a) creating a calendar for the member, b) maintaining the calendar for the member, c) sending an invitation or a notification to the member, d) sending a file to the member, e) requesting a reply or an acknowledgement from the member and f) checking the member availability.

11. As to claim 7, Lofton anticipated accessing the information for the event is by a user interface (Screen in Figs. 3-6), the user interface providing the member access to a) retrieve the information for the event, b) add new information for the even (e.g., see screen of Figs. 3-6), and c) update the information for the event (e.g., see screen of Figs. 3-6).

12. As to claim 8, Lofton anticipated the member access is by a password protected interactive screen, the interactive screen accessible by the member (e.g., see password of Fig. 2).

13. As to claim 9, Lofton anticipated setting up the club, the setting up comprising adding attribute for the club and creating an administrator, the setting up of the club performed by an application host (MyiSchedule in Figs. 1-17).

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14. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

15. Claims 10-18 are rejected under 35 U.S.C. 103(a) as being unpatentable over Lofton [Pub. No. 2003/0154116] as applied to claim 5-9 above, and further in view of the Official Notice.

16. As to claims 10-18, while Lofton disclosed MyiSchedule home page having a plurality of screens for automatically created a schedule for a new member, for accessing and creating the schedule via Internet, for modifying information of an existing schedule, for posting events to your own schedule or schedulers of others, for configuring the schedule preferences, setting up member distribution lists, setting the access of member schedule by others, controlling who can view the contents of the schedule, changing password, etc., Lofton might not explicitly mention or detail as claimed language. Examiner takes the Official Notice that such detail claimed language would have been a matter of programming choices which are not patentably distinguishable. Moreover, it would have been obvious to one of ordinary skilled in the art at the time the invention was made to recognize that such detail procedures (e.g., the administrator procedure for performing a), b), c), etc. steps) and detail of information having such and such information would have been a matter of programming choice.

17. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

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The references are cited in the Form PTO-892 for the applicant's review.

A shortened statutory period for response to this action is set to expire 3 (three) months and 0 (zero) days from the mail date of this letter. Failure to respond within the period for response will result in **ABANDONMENT** of the application (see 35 U.S.C 133, M.P.E.P 710.02, 710.02(b)).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Krisna Lim whose telephone number is 571-272-3956. The examiner can normally be reached on Monday to Wednesday and Friday from 7:30 AM to 4:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Glenton Burgess, can be reached on 571-272-3949. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

KI

February 9, 2007



KRISNA LIM
PRIMARY EXAMINER